

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

JAMES J. JACKSON III;
KING COUNTY; STATE OF WASHINGTON
DEPARTMENT OF REVENUE;
JPMORGAN CHASE BANK, N.A.; and
BRIAN P. JACKSON,

Defendants.

Case No. 2:18-cv-01067-RSL

**STIPULATION FOR EXTENSION
OF TIME TO ANSWER OR
OTHERWISE RESPOND TO
COMPLAINT AND ON INITIAL
SCHEDULING DATES AND
~~PROPOSED~~ ORDER**

Plaintiff the United States of America ("United States"), Defendants King County and State of Washington Department of Revenue ("State of Washington"), by and through their undersigned counsel, and Defendant James J. Jackson, III, *pro se*, hereby stipulate as follows:

1. The United States commenced this action by filing a complaint on July 20, 2018. Dkt. # 1.
2. On August 17, 2018, the United States and Mr. Jackson filed a Stipulation for Extension of Time to Answer or Otherwise Respond to Complaint ("Stipulation") requesting a thirty (30) day extension of time. Dkt. # 6. The extension was sought to allow Mr. Jackson

Stipulation for Extension of Time to Answer or
Otherwise Respond to Complaint and on Initial Scheduling Dates
and ~~Proposed~~ Order
(Case No. 2:18-cv-01067-RSL)

1 additional time to obtain information from his prior attorney in order to meaningfully respond to
2 the complaint.

3 3. On September 4, 2018, the Court approved the Stipulation and extended Mr.
4 Jackson's deadline to answer or otherwise respond to the complaint by thirty (30) days from
5 August 22, 2018 to September 21, 2018. Dkt. # 13.

6 4. On September 5, 2018, the Court issued an Order Regarding Initial Disclosures,
7 Joint Status Report, and Early Settlement ("Initial Scheduling Order") setting the following
8 Initial Scheduling Dates:

9 Deadline for FRCP 26(f) Conference: September 19, 2018

10 Initial Disclosures Pursuant to FRCP 26(a)(1): September 26, 2018

11 Combined Joint Status Report and Discovery
12 Plan as Required by FRCP 26(f) and LCR 26(f): October 3, 2018

13 Dkt. # 15.

14 5. Mr. Jackson is in the process of obtaining counsel to represent him in this matter
15 and requests a thirty (30) day extension of time to answer or otherwise respond to the complaint.
16 The United States, King County, and the State of Washington have no objection to this request
17 for extension of time. In light of Mr. Jackson's request, all the parties request a thirty (30) day
18 extension of time on the above Initial Scheduling Dates.

19 6. Fed. R. Civ. P. 6(b)(1) authorizes this court to grant an extension of time to
20 respond to a complaint for good cause shown. As the Ninth Circuit has recognized, Fed. R. Civ.
21 P. 6(b)(1) "is to be liberally construed to effectuate the general purpose of seeing that cases are
22 tried on the merits." *Ahanchian v. Xenon Pictures, Inc.*, 624 F.3d 1253, 1258-1259 (9th Cir.
23 2010). Additionally, under Fed. R. Civ. P. 6(b)(1), the Court may also extend discovery and
24 pretrial deadlines for good cause upon motion made before the deadline has expired or after the

1 time has expired if the party failed to act because of excusable neglect.

2 7. In the instant case, on September 19, 2018, in response to the United States'
3 request to schedule a FRCP 26(f) Conference, Mr. Jackson informed the United States, King
4 County, and the State of Washington that he is in the process of obtaining counsel. The parties
5 worked diligently to reach the instant stipulation; however, due to the unavailability of counsel,
6 the parties were not able to reach the instant stipulation until today.

7 8. The extensions requested in this stipulation are necessary not because of any
8 dilatory action or unnecessary delay, but rather to allow time for Mr. Jackson to obtain counsel to
9 represent him in this matter.

10 WHEREFORE, for good cause shown, the parties respectfully request that the Court
11 approve this stipulation and extend the following deadlines by thirty (30) days as follows:

12 Deliverable	Current Deadline	New Deadline
13 Deadline for FRCP 26(f) Conference	September 19, 2018	October 19, 2018
14 Mr. Jackson's Answer or Response to Complaint	September 21, 2018	October 22, 2018 ¹
15 Initial Disclosures Pursuant to FRCP 26(a)(1)	September 26, 2018	October 26, 2018
16 Combined Joint Status Report and Discovery 17 Plan as Required by FRCP 26(f) and LCR 26(f):	October 3, 2018	November 11, 2018

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24 ¹ The deadline is extended to the next day that is not a Saturday, Sunday, or legal holiday
pursuant to Fed. R. Civ. P. 6(a)(1)(C).

1 DATED this 21st day of September, 2018.

2 RICHARD E. ZUCKERMAN
Principal Deputy Assistant Attorney General

3 s/ Yen Jeannette Tran

4 YEN JEANNETTE TRAN
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8 Of Counsel:

9 ANNETTE L. HAYES
10 U.S. Attorney, Western District of
Washington

11 *Attorneys for the United States of America*

12 DATED this ____ day of September, 2018.

13 See next page

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17 *Pro Se*

DATED this 20th day of September, 2018.

DANIEL T. SATTERBERG
King County Prosecuting Attorney

s/ Margaret Pahl via E-Mail on 09/20/18

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DATED this 20th day of September, 2018.

ROBERT W. FERGUSON
Attorney General

s/ Donovan R. Irby via E-Mail on 09/20/18

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*Attorneys for the State of Washington
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ORDER

20 The foregoing Stipulation for Extension of Time to Answer or Otherwise Respond to
21 Complaint is APPROVED. IT IS SO ORDERED.

22 Dated this 24th day of September, 2018.



UNITED STATES DISTRICT JUDGE